

[Parties Listed on Signature Page]

**\*E-FILED - 11/19/08\***

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

RAMBUS INC.,

Plaintiff,

vs.

HYNIX SEMICONDUCTOR INC., et al.,

Defendants.

CASE NO.: C 05-00334 RMW

**STIPULATION AND []  
ORDER ON PRETRIAL SCHEDULE**

Trial Date: January 19, 2009  
Courtroom: 6  
Judge: Hon. Ronald M. Whyte

RAMBUS INC.,

Plaintiff,

vs.

SAMSUNG ELECTRONICS CO., LTD.,  
et al.,

Defendants.

CASE NO.: C 05-02298 RMW

RAMBUS INC.,

Plaintiff,

vs.

MICRON TECHNOLOGY INC., et al.,

Defendants.

CASE NO.: C 06-00244 RMW

1 **STIPULATION AND ORDER**

2 WHEREAS, the scheduling order dated July 16, 2008, in the above-captioned  
3 actions (“Patent Trial Scheduling Order”) sets certain pretrial deadlines for the trial that is  
4 scheduled to begin on January 19, 2009, including the hearing date for *Daubert* motions and  
5 dispositive motions, and the briefing schedule for *Daubert* motions, dispositive motions, and  
6 motions *in limine*;

7 WHEREAS, the parties previously stipulated to alter the briefing schedule and  
8 hearing date for the *Daubert* motions and dispositive motions via a joint stipulation and proposed  
9 order filed on October 2, 2008 and signed by the Court on October 15, 2008;

10 WHEREAS, due to scheduling conflicts, the parties have agreed to reschedule the  
11 hearing on *Daubert* motions and dispositive motions from December 2, 2008, to the afternoon of  
12 December 11, 2008;

13 WHEREAS, the parties have further agreed to amend the briefing schedule for  
14 *Daubert* motions, dispositive motions, and motions *in limine*;

15 WHEREAS, the parties are continuing to discuss other pretrial deadlines for the  
16 January 19, 2009 trial set forth in the Court’s Standing Order Re: Pretrial Preparation, and,  
17 subject to reaching agreement on these other pretrial deadlines, intend to file a comprehensive  
18 joint stipulation on the pretrial schedule for the January 19, 2009 trial, covering pretrial filings  
19 addressed in both the Patent Trial Scheduling Order and the Court’s Standing Order;

20 NOW therefore, it is hereby AGREED and STIPULATED, by and among the  
21 parties hereto through their undersigned counsel, that the following hearing date for *Daubert*  
22 motions and dispositive motions, and briefing schedules for *Daubert* motions, dispositive  
23 motions, and motions *in limine*, shall be in place and shall supersede those set forth in the Patent  
24 Trial Scheduling Order and the October 15, 2008 Stipulation and Order:

- 25 1. November 14, 2008: Deadline to file oppositions to *Daubert* motions and  
26 dispositive motions;<sup>1</sup>

27 <sup>1</sup> Deadlines for oppositions and replies on *Daubert* motions and dispositive motions apply to  
28 motions filed on October 24, 2008, and October 27, 2008.

2. November 25, 2008: Deadline to file replies to *Daubert* motions and dispositive motions;
3. December 3, 2008: Deadline to file motions *in limine*;
4. December 11, 2008 at 2:00 p.m.: Hearing on *Daubert* motions and dispositive motions;
5. December 12, 2008: Deadline to file oppositions to motions *in limine*.

SO ORDERED,

DATED: 11/18/08



Honorable Ronald M. Whyte

1 DATED: November 7, 2008

MUNGER, TOLLES & OLSON LLP

2 SIDLEY AUSTIN LLP

3 McKOOL SMITH P.C.

4  
5 By: /s/

6 ROSEMARIE T. RING

7 Attorneys for RAMBUS INC.

8 DATED: November 7, 2008

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15 AMERICA INC., HYNIX  
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16 SEMICONDUCTOR DEUTSCHLAND  
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17 DATED: November 7, 2008

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1 DATED: November 7, 2008

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5 Attorneys for SAMSUNG ELECTRONICS  
6 CO., LTD., SAMSUNG ELECTRONICS  
7 AMERICA, INC., SAMSUNG  
8 SEMICONDUCTOR, INC., AND SAMSUNG  
9 AUSTIN SEMICONDUCTOR, L.P.

10 DATED: November 7, 2008

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12 ORRICK HERRINGTON & SUTCLIFFE  
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**Filer's Attestation:**

I, Rosemarie T. Ring am the ECF User whose identification and password are being used to file this **STIPULATION AND (PROPOSED) ORDER ON PRETRIAL SCHEDULE**. In compliance with General Order 45.X.B., I hereby attest that Theodore Brown III, Sven Raz, Robert Berezin and Theresa Norton concur in this filing.

By: /s/ ROSEMARIE T. RING